

1-1 By: Zerwas, et al. (Senate Sponsor - Hinojosa) H.B. No. 897
 1-2 (In the Senate - Received from the House April 29, 2013;
 1-3 April 29, 2013, read first time and referred to Committee on
 1-4 Education; May 15, 2013, reported adversely, with favorable
 1-5 Committee Substitute by the following vote: Yeas 8, Nays 0;
 1-6 May 15, 2013, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13			X	
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR H.B. No. 897 By: Lucio

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to instruction in cardiopulmonary resuscitation in
 1-22 secondary education curriculum.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. This Act may be cited as the Edmund Kuempel Act.

1-25 SECTION 2. Section 28.0023, Education Code, is amended by
 1-26 amending Subsections (b) and (c) and adding Subsections (d), (e),
 1-27 (f), and (g) to read as follows:

1-28 (b) The State Board of Education by rule shall require
 1-29 ~~[include elements relating to]~~ instruction in cardiopulmonary
 1-30 resuscitation for students in grades 7 through 12 ~~[and the use of an~~
 1-31 ~~automated external defibrillator as part of the essential knowledge~~
 1-32 ~~and skills of the health curriculum under Section 28.002(a)(2)(B)].~~

1-33 (c) A school district or open-enrollment charter ~~[This~~
 1-34 ~~subsection applies only to a private school that receives an~~
 1-35 ~~automated external defibrillator from the agency or receives~~
 1-36 ~~funding from the agency to purchase or lease an automated external~~
 1-37 ~~defibrillator. A private]~~ school shall provide instruction to
 1-38 students in grades 7 through 12 in cardiopulmonary resuscitation
 1-39 ~~[and the use of an automated external defibrillator]~~ in a manner
 1-40 consistent with the requirements of this section and State Board of
 1-41 Education rules adopted under this section. The instruction may be
 1-42 provided as a part of any course. A student shall receive the
 1-43 instruction at least once before graduation.

1-44 (d) A school administrator may waive the curriculum
 1-45 requirement under this section for an eligible student who has a
 1-46 disability.

1-47 (e) Cardiopulmonary resuscitation instruction must include
 1-48 training that has been developed:

1-49 (1) by the American Heart Association or the American
 1-50 Red Cross; or

1-51 (2) using nationally recognized, evidence-based
 1-52 guidelines for emergency cardiovascular care and incorporating
 1-53 psychomotor skills to support the instruction.

1-54 (f) For purposes of Subsection (e), "psychomotor skills"
 1-55 means hands-on practice to support cognitive learning. The term
 1-56 does not include cognitive-only instruction and training.

1-57 (g) A school district or open-enrollment charter school may
 1-58 use emergency medical technicians, paramedics, police officers,
 1-59 firefighters, representatives of the American Heart Association or
 1-60 the American Red Cross, teachers, other school employees, or other

2-1 similarly qualified individuals to provide instruction and
2-2 training under this section. Instruction provided under this
2-3 section is not required to result in certification in
2-4 cardiopulmonary resuscitation. If instruction is intended to
2-5 result in certification in cardiopulmonary resuscitation, the
2-6 course instructor must be authorized to provide the instruction by
2-7 the American Heart Association, the American Red Cross, or a
2-8 similar nationally recognized association.

2-9 SECTION 3. Section 28.0023(a), Education Code, is repealed.
2-10 SECTION 4. This Act applies beginning with the 2014-2015
2-11 school year.

2-12 SECTION 5. This Act takes effect immediately if it receives
2-13 a vote of two-thirds of all the members elected to each house, as
2-14 provided by Section 39, Article III, Texas Constitution. If this
2-15 Act does not receive the vote necessary for immediate effect, this
2-16 Act takes effect September 1, 2013.

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